



DEPARTMENT OF THE ARMY

US Army Criminal Investigation Command
Schofield Barracks CID Office
1314 Lyman Road Bldg 3026
Schofield Barracks, Hawaii, 96857-5455

CIRF-BZN-BZ

2016/05/17

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Law Enforcement Report - SIR (Category 2)/Final - 00619-2015-CID108-014021-5H1/ 9J

1. Offense: Murder (UCMJ - Article 118)
2. Dates/Times/Locations of Occurrences: 0001, 27 Jun 06 - 2359, 26 Jun 07; Baghdad, Iraq
3. Date/Time Reported: 1534, 07 Dec 15
4. Investigated By: SA (b)(6) (b)(7)(C) SA (b)(6) (b)(7)(C) SA (b)(6) (b)(7)(C)
5. Subjects/Suspects: NONE; [Murder]
6. Victims: UNKNOWN - 9456741; [Murder]

7. Report Summary:

MAJ (b)(6) (b)(7)(C) BJA, 500th MI BDE, SBHI, reported that SSG (b)(6) (b)(7)(C) stated during (b)(6) (b)(7)(C) "While unnecessarily killing others did not bother him at the time, it bothers him now"

SSG (b)(6) (b)(7)(C) reportedly related (b)(6) (b)(7)(C) "While unnecessarily killing others did not bother him at the time, it bothers him now." Dr. (b)(6) (b)(7)(C) (b)(6) (b)(7)(C) could not recall the context of SSG (b)(6) (b)(7)(C) statement. Interviews of SSG (b)(6) (b)(7)(C) chain of command and unit members discovered no incidents in which SSG (b)(6) (b)(7)(C) returned fire or his unit killed any insurgents. SSG (b)(6) (b)(7)(C) invoked his right to legal counsel.

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Legal Coordination: For the purposes of DODI 5505.11, DODI 5505.14, and DODI 7730.47, on 12 May 16, CPT (b)(6) (b)(7)(C) Trial Counsel, Office of the Staff Judge Advocate, Schofield Barracks, HI 96857, opined probable cause does not exist to believe SSG (b)(6) (b)(7)(C) committed the offenses of Murder and War Crimes. No additional investigative efforts are required. The report is provided to the commander for consideration of action.

Exhibits:

Attached:

- (1) Agent's Investigation Report (AIR) of SA (b)(6) (b)(7)(C) 10 Dec 15.
- (2) Initial Post Traumatic Stress Disorder (PTSD) Disability Benefits Questionnaire SSG (b)(6) (b)(7)(C) 12 Mar 15.
- (3) AIR of SA (b)(6) (b)(7)(C) 16 Dec 15.
- (4) Non-Waiver Certificate of SSG (b)(6) (b)(7)(C) 16 Dec 15.
- (5) DVD containing Rights Advisal of SSG (b)(6) (b)(7)(C) 16 Dec 15.
- (6) AIR of SA (b)(6) (b)(7)(C) 7 Jan 16.
- (7) AIR of SA (b)(6) (b)(7)(C) 25 Jan 16.
- (8) Sworn Statement of SSG (b)(6) (b)(7)(C) 19 Jan 16.
- (9) Orders Manifest 126-01, not dated.
- (10) Sworn Statement of SSG (b)(6) (b)(7)(C) 20 Jan 16.
- (11) Sworn Statement of SSG (b)(6) (b)(7)(C) 21 Jan 16.

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(12) AIR of SA (b)(6) (b)(7)(C) 2 Mar 16.

(13) AIR of SA (b)(6) (b)(7)(C) 1 Mar 16.

(14) AIR of SA (b)(6) (b)(7)(C) 12 May 16.

Not Attached: None.

CID Law Enforcement Reports may be subject to a Quality Assurance Review by CID higher headquarters.

8. Unique Circumstances:

War Crimes [9J]

Subject: N/A

Victim: N/A

Relationship: N/A

Commanders are reminded of the provisions of AR 600-8-2 pertaining to suspension of favorable personnel actions and AR 380-67 for the suspension of security clearances of persons under investigation. Army Law Enforcement reports are exempt from automatic termination of protective markings in accordance with Chapter 3, AR 25-55. In accordance with AR 340-21, AR190-45, and DOD 5400.7-R, information contained in this report is law enforcement sensitive, confidential and private in nature, and any further distribution (forwarding to unauthorized personnel) without the authorization of the Provost Marshal General will be in violation of the UCMJ and USC.

Report Prepared By

Report Approved By

Special Agent (b)(6) (b)(7)(C)

Special Agent-in-Charge (b)(6) (b)(7)(C)

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Signature Authority

DISTRIBUTION:

Army Watch (SIR CAT 1 and 2) Pentagon, Washington D.C. (email only)
Cdr, 19th MP BN (CID), Schofield Barracks, HI 96857 (email only)
Cdr, 6th MP Grp (CID) , Joint Base Lewis-McChord, WA 98433 (SIRS)
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Cdr, USARPAC (ATTN: PMO) Fort Shafter, HI (email only)
Cdr, 205th MI Bn, 500th MI Bde, Fort Shafter, HI 96858
Cdr, 500th MI Bde , Schofield Barracks, HI 96857

CASE HISTORY:

00619-2015-CID108-014021